

CRM-M-27365-2025
Date of Decision:27.05.2025

...Petitioner

VS.

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Navmohit Singh, Advocate, for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

Ms. Mansi Verma, Advocate, for respondents No.2 and 3.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant anticipatory bail to him in case FIR No.0594 dated 03.12.2024, registered under Sections 109(1), 190, 191(3), 287 of BNS and Section 25 of Arms Act, at Police Station Kurukshetra University, District Kurukshetra.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. In fact, an accused, Banti Sheokand has been mentioned in the FIR, whereas the name of the petitioner is Parikshit son of Krishan Singh and he was never known as Banti Sheokand in the village. Even as per the case of the prosecution, the petitioner was carrying a lathi and had caused injuries to the injured. Even the fire arm injury was not attributed to the petitioner, which led to addition of the offence under Section 109(1) of BNS in the present case. He submits that the injured has already been discharged from the hospital and the custody of the petitioner will not serve any meaningful purpose.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the offence under Section 109(1) of BNS is not compounded. He further contends that the petitioner is involved in two more criminal cases and the petition deserves to be dismissed.

4. I have heard learned counsel for the parties and perused the record.

5. In the present case, it is apparent that as per the case of the prosecution, the petitioner was simply present at the spot and had caused injuries with a lathi only and had not fired any gun shot at the complainant party. Moreover, the petitioner has compromised the matter with the complainant and they have settled all their disputes. Even during the course of arguments, learned counsel for the complainant has specifically stated that she has no objection, in case the present petition is allowed and the petitioner is granted the concession of interim anticipatory bail by this Court.

6. In view of the above, the present petition is allowed and the petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Section 482(2) of the BNSS. It will be open for the Investigating Officer to call the petitioner to join investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 482(2) of the BNSS.

(N.S.SHEKHAWAT)
JUDGE

27.05.2025
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No